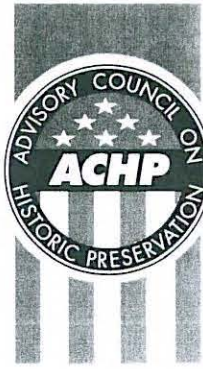


APPENDIX H

Response to Letter of Concern from the Public Regarding the National Historic Preservation Act



Preserving America's Heritage

September 5, 2007

Ms. L. A. Wood
Ms. Pamela Sihvola
Committee to Minimize Toxic Waste
P.O. Box 9646
Berkeley, CA 94709

REF: Department of Energy's plans for the Bevatron and Building 51 at the Lawrence
Berkeley National Laboratory

Dear Ms. Wood and Ms. Sihvola:

On July 12, 2007 the Department of Energy (DOE) provided the ACHP with information concerning steps it has taken to allow the public opportunity to comment on its plans to demolish the Bevatron and Building 51, a property determined eligible for listing in the National Register of Historic Places. A copy of their response is enclosed.

DOE's response sets out its public outreach activities since execution of the Memorandum of Agreement (MOA) in 1997. After review of their response we believe that DOE has provided the public with sufficient opportunity to make its views known about the importance of this historic property, and has considered these comments in reaching its decision on the fate of the property. Further, DOE reevaluated the terms of the existing MOA, and found no reason to revise it. We do not dispute DOE's assessment. We believe DOE has met its responsibilities under Section 106 of the National Historic Preservation Act for this undertaking.

If you have any questions, do not hesitate to contact Dr. Tom McCulloch at 202-606-8554 or via e-mail at tmcculloch@achp.gov.

Sincerely,


Reid J. Nelson
Assistant Director
Federal Property Management Section
Office of Federal Agency Programs

Enclosure

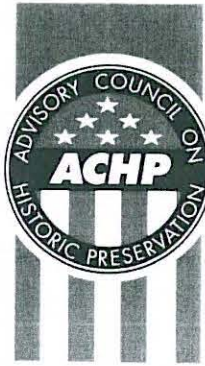
ADVISORY COUNCIL ON HISTORIC PRESERVATION

1100 Pennsylvania Avenue NW, Suite 803 • Washington, DC 20004
Phone: 202-606-8503 • Fax: 202-606-8647 • achp@achp.gov • www.achp.gov

John L. Nau, III
Chairman

Susan S. Barnes
Vice Chairman

John M. Fowler
Executive Director



Preserving America's Heritage

September 7, 2007

The Honorable Barbara Lee
U.S. House of Representatives
ATTN: Sarah Andropoulos
1301 Clay Street
Suite 1000N
Oakland, CA 94612


REF: Letter from Ms. L. A. Wood and Pamela Sihvola concerning fate of Bevatron and
Building 51 at the Lawrence Berkeley National Laboratory

Dear Congresswoman Lee:

As you requested in your letter to us dated August 24, 2006, we are forwarding to you a copy of our letter to Ms. Wood and Ms. Sihvola regarding the referenced Department of Energy (DOE) project. As you will see from our reply, we believe DOE has provided the public with ample opportunity to express its views on the historic significance of the Bevatron and Building 51 as DOE moves forward with its plans for this historic property.

If we can be of further assistance, or if you have any questions, please do not hesitate to call me or Dr. Tom McCulloch at 606-8505.

Sincerely,


John M. Fowler
Executive Director

Enclosure